

THE DULY ELECTED MEMBERS OF THE BOARD OF COUNTY COMMISSIONERS OF CLERMONT COUNTY, OHIO, MET IN REGULAR SESSION ON SEPTEMBER 16, 2009, WITH THE FOLLOWING MEMBERS PRESENT: EDWIN H. HUMPHREY, PRESIDENT AND R. SCOTT CROSWELL III, MEMBER. LET THE RECORD SHOW THAT COMMISSIONER PROUD WAS ABSENT THIS DATE. THE MEETING WAS CALLED TO ORDER SHORTLY AFTER 2:00 P.M. BY THE PRESIDENT OF THE BOARD WITH THE PLEDGE OF ALLEGIANCE TO OUR FLAG.

**IN RE: BOARD OF COUNTY COMMISSIONERS...PROCLAMATION...
DESIGNATING "DOMESTIC VIOLENCE AWARENESS MONTH" IN
CLERMONT COUNTY, OHIO...09-0916-001...ADOPTED**

Recommendation of the Board of County Commissioners, Clermont County, Ohio, to issue a Proclamation designating October 2009 to be "Domestic Violence Awareness Month" in Clermont County, Ohio.

**IN RE: BOARD OF COUNTY COMMISSIONERS...RESOLUTION NUMBER
177-09/PAYMENT OF BILLS...ADOTPED**

Moved by Mr. Croswell, seconded by Mr. Humphrey, that the Board of County Commissioners approve the following recommendation:

Recommendation that the Board of County Commissioners adopt Resolution Number **177-09** resolving to approve payment to vendors **in the revised total amount of \$1,373,831.19** as set forth in the General Ledger Distribution Report(s) and Procurement Card Transaction Report presented by the County Auditor 09/14/09 and 09/15/09, and further authorizing the County Auditor to issue warrants for same pursuant to Section 319.16 of the Ohio Revised Code.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Croswell, Yes; Mr. Humphrey, Aye; Mr. Proud, Absent.

**IN RE: DEPARTMENT OF JOB AND FAMILY SERVICES...AMENDMENT TO
THE PURCHASE OF SERVICE AGREEMENT WITH LIGHTHOUSE
YOUTH SERVICES, INC. FOR THE PROVISION OF THE
COMMUNITY MANAGEMENT PROGRAM FOR SAME...08-1201-
003...EXECUTED**

Moved by Mr. Croswell, seconded by Mr. Humphrey, that the Board of County Commissioners approve the following recommendation:

Recommendation of Tim McCartney, Director, Department of Job and Family Services, with the concurrence of David L. Spinney, County Administrator, to execute the Amendment to the Purchase of Service Agreement by and between the County of Clermont, Ohio, and Lighthouse Youth Services, Inc., 401 East McMillan Street, Cincinnati, Ohio 45206, (formerly located at 1501 Madison Road, Cincinnati, Ohio 45206), previously ratified by the Board of County Commissioners on 12/11/08, to add the Community Management Program (Sexual Offense Treatment, Support & Transitional Services) which is designed to transition clients into a less restrictive community setting as determined by risk level and treatment progress, at the rate of \$90.00 per day, effective 09/16/09 through 12/31/09, with all other terms and conditions of the original Agreement to remain in full force and effect.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Croswell, Yes; Mr. Humphrey, Aye; Mr. Proud, Absent.

IN RE: DEPARTMENT OF JOB AND FAMILY SERVICES...AGREEMENT WITH WILLIAM W. MOORE, PH.D. FOR THE PROVISION OF PSYCHOLOGICAL EVALUATIONS FOR SAME...09-0908-004...EXECUTED

Moved by Mr. Croswell, seconded by Mr. Humphrey, that the Board of County Commissioners approve the following recommendation:

Recommendation of Tim McCartney, Director, Department of Job and Family Services, with the concurrence of David L. Spinney, County Administrator, to execute an Agreement by and between the County of Clermont, Ohio, and William W. Moore, Ph.D., 3914 Miami Road, Suite 304, Cincinnati, Ohio 45227, for the provision of psychological evaluations for children and adults referred by the Department of Job and Family Services, Children's Protective Services, as well as, court testimony and no show fees, at the rates as identified therein, effective 07/01/09 through 06/30/10, pursuant to and in compliance with the terms and conditions specified therein.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Croswell, Yes; Mr. Humphrey, Aye; Mr. Proud, Absent.

IN RE: DEPARTMENT OF JOB AND FAMILY SERVICES...MEMORANDUM OF UNDERSTANDING WITH CLERMONT COUNTY JUVENILE COURT FOR THE PROVISION OF REIMBURSEMENT RELATIVE TO THE CLERMONT COUNTY SUPERVISORY POSITION WITHIN THE SPECIALIZED FOSTER CARE NETWORK FOR SAME...09-0908-005...EXECUTED

Moved by Mr. Croswell, seconded by Mr. Humphrey, that the Board of County Commissioners approve the following recommendation:

Recommendation of Tim McCartney, Director, Department of Job and Family Services, with the concurrence of David L. Spinney, County Administrator, to execute a Memorandum of Understanding by and between the County of Clermont, Ohio, and Clermont County Juvenile Court, 2340 Clermont Center Drive, Batavia, Ohio 45103, to provide reimbursement to the Department of Job and Family Services by the Clermont County Juvenile Court relative to the supervisory position within the Clermont County Specialized Foster Care Network, at a cost not to exceed \$33,499.30, which represents 50% of the total annual cost thereof, effective 07/01/09 through 06/30/10, pursuant to and in compliance with the terms and conditions specified therein.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Croswell, Yes; Mr. Humphrey, Aye; Mr. Proud, Absent.

IN RE: DEPARTMENT OF JOB AND FAMILY SERVICES...MEMORANDUM OF UNDERSTANDING WITH CLERMONT COUNTY JUVENILE COURT RELATIVE TO REIMBURSEMENT FOR OUT OF HOME PLACEMENT COSTS FOR SAME...09-0908-006...EXECUTED

Moved by Mr. Croswell, seconded by Mr. Humphrey, that the Board of County Commissioners approve the following recommendation:

Recommendation of Tim McCartney, Director, Department of Job and Family Services, with the concurrence of David L. Spinney, County Administrator, to execute a Memorandum of Understanding by and between the Department of Job and Family Services and Clermont County Juvenile Court, 2340 Clermont Center Drive, Batavia, Ohio 45103, for the reimbursement by Clermont County Juvenile Court to the Department of Job and Family Services, in the maximum

amount of \$300,000.00, for out of home placement costs for children in the care and control of Clermont County Juvenile Court, and the reimbursement to Clermont County Juvenile Court by the Department of Job and Family Services for any Title IV-E monies received from the Ohio Department of Job and Family Services for those children who are Title IV-E eligible, effective for the period of 07/01/09 through 06/30/10, pursuant to and in compliance with the terms and conditions specified therein.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Croswell, Yes; Mr. Humphrey, Aye; Mr. Proud, Absent.

**IN RE: OFFICE OF TECHNOLOGY, COMMUNICATIONS AND SECURITY/
FACILITIES MANAGEMENT DEPARTMENT...ELEVATOR
MAINTENANCE AGREEMENT WITH VERTICAL SYSTEMS
ELEVATOR COMPANY, INC. FOR ROUTINE AND EMERGENCY
MAINTENANCE SERVICE OF ELEVATORS LOCATED AT VARIOUS
COUNTY BUILDINGS...09-0828-006...EXECUTED**

Moved by Mr. Croswell, seconded by Mr. Humphrey, that the Board of County Commissioners approve the following recommendation:

Recommendation of Wade Grabowski, Director, Facilities Management Department, with the concurrence of Stephen H. Rabolt, Director, Office of Technology, Communications and Security, to authorize Edwin H. Humphrey, President of the Board, to execute an Elevator Maintenance Agreement by and between the Board of County Commissioners, Clermont County, Ohio, and Vertical Systems Elevator Company, Inc., 4784 River Road, Cincinnati, Ohio 45233-1633 for Routine and Emergency Maintenance of elevators at various County buildings as listed thereon in an amount not to exceed \$24,456.00 effective upon execution for a period of one year thereafter pursuant to and in compliance with the terms and conditions set forth therein.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Croswell, Yes; Mr. Humphrey, Aye; Mr. Proud, Absent.

**IN RE: OFFICE OF TECHNOLOGY, COMMUNICATIONS AND
SECURITY...CHANGE ORDER NUMBER 1 TO THE PROFESSIONAL
SERVICES CONTRACT WITH MICHAEL SCHUSTER ASSOCIATES
INC., DBA MSA ARCHITECTS, AS IT RELATES TO PHASE II OF THE
CLERMONT COUNTY COMMUNICATIONS CENTER BUILDING
EXPANSION AND REMODEL PROJECT FOR SAME...07-0712-
002...EXECUTED**

Moved by Mr. Croswell, seconded by Mr. Humphrey, that the Board of County Commissioners approve the following recommendation:

Recommendation of Stephen H. Rabolt, Director, Office of Technology, Communications and Security, with the concurrence of David L. Spinney, County Administrator, to execute Change Order Number 1 to the Professional Services Contract by and between the County of Clermont, Ohio, and Michael Schuster Associates Inc., dba MSA Architects, 316 West Fourth Street, Cincinnati, Ohio 45202, previously ratified by the Board of County Commissioners on 05/06/08, for the provision of architectural services relative to the Clermont County Communications Center Building Expansion and Remodel Project located at 2279 Clermont Center Drive, Batavia, Ohio 45103, in and as it relates to Phase II – Final Design and Construction Management, which represent an increase in the amount of \$7,335.00 for a total adjusted contract price of \$214,835.00 for additions and/or modifications thereto as defined therein and an extension of time of 173 days for a revised substantial completion date of 03/11/10, with all other terms and conditions of the original contract to remain in full force and effect.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Croswell, Yes; Mr. Humphrey, Aye; Mr. Proud, Absent.

**IN RE: DEPARTMENT OF COMMUNITY PLANNING AND DEVELOPMENT...
ADDENDUM TO THE CONTRACT FOR PROFESSIONAL SERVICES
WITH CHRIS WOJNO CONSULTING FOR THE IMPLEMENTATION
OF THE FISCAL YEAR 2008 NEIGHBORHOOD STABLIZATION
PROGRAM FOR CLERMONT COUNTY...08-0328-001...EXECUTED**

Moved by Mr. Croswell, seconded by Mr. Humphrey, that the Board of County Commissioners approve the following recommendation:

Recommendation of Raymond Sebastian, Chief Building Official, Building Inspection Department, with the concurrence of Scot Lahrmer, Assistant County Administrator, to execute an Addendum to the Contract for Professional Services by and between Christopher T. Wojno, DBA Chris Wojno Consulting, 2429 Dale Avenue, Bexley, Ohio 43209, ratified by the Board of County Commissioners on 04/29/08 relative to the Fiscal Year 2008 Community Housing Improvement Program, for the implementation of the Fiscal Year 2008 Neighborhood Stabilization Program for Clermont County at a rate of \$2,000.00 per unit not to exceed \$50,000.00, for a total revised contract amount of \$130,000.00, effective upon execution through 12/31/10, pursuant to and in compliance with the terms and conditions set forth therein.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Croswell, Yes; Mr. Humphrey, Aye; Mr. Proud, Absent.

**IN RE: OFFICE OF ECONOMIC DEVELOPMENT...RESOLUTION NUMBER
178-09/RESOLUTION TERMINATING AN ENTERPRISE ZONE
AGREEMENT BY AND BETWEEN THE BOARD OF TRUSTEES OF
BATAVIA TOWNSHIP, CLERMONT COUNTY, OHIO, THE BOARD OF
COMMISSIONERS OF CLERMONT COUNTY, OHIO, AND ZF
BATAVIA, L.L.C. FOR THE ABATEMENT OF PERSONAL PROPERTY
TAXES WITHIN THE GEOGRAPHICAL BOUNDARIES OF THE
ENTERPRISE ZONE IN THE COUNTY OF CLERMONT, OHIO...00-
0125-001...ADOPTED**

Moved by Mr. Croswell, seconded by Mr. Humphrey, that the Board of County Commissioners approve the following recommendation:

Recommendation of Andrew Kuchta, Director, Office of Economic Development, with the concurrence of Scot Lahrmer, Assistant County Administrator to adopt Resolution Number **178-09** to terminate an Enterprise Zone Agreement by and between the Board of Trustees of Batavia Township, Clermont County, Ohio, the Board of Commissioners of Clermont County, Ohio, and ZF Batavia, L.L.C., an Ohio Limited Liability Corporation with its main offices located at 1981 James Sauls Sr. Drive, Batavia, Ohio 45103, previously ratified by the Board of County Commissioners on 02/01/00, which granted a seventy-five percent (75%) tax exemption for ten (10) years on tangible personal property first used in business in the State of Ohio at the project site as identified in the referenced agreement, said exemptions commencing no later than Tax Year 2005 and not extending beyond Tax Year 2014, pursuant to Section 5709.61 through 5709.69 inclusive of the Ohio Revised Code and in compliance with the terms and conditions set forth therein in consideration of the investment to be made by ZF Batavia, L.L.C., for the expansion and retention of economic development, as well as, the preservation and creation of employment opportunities within the designated boundaries of the Rural Jobs and Enterprise Zone in the County of Clermont, Ohio, **in as much as ZF Batavia, L.L.C., sold the equipment for which the Enterprise Zone Agreement was established, ceased operations at the project**

site, and no longer has any employees, and to direct the Clerk of the Board to forward said Resolution to terminate the Agreement by and between the Board of Trustees of Batavia Township, Clermont County, Ohio, the Board of Commissioners of Clermont County, Ohio, and ZF Batavia, L.L.C., to the Ohio Department of Development, the Ohio Department of Taxation, and the Clermont County Auditor.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Croswell, Yes; Mr. Humphrey, Aye; Mr. Proud, Absent.

IN RE: OFFICE OF ECONOMIC DEVELOPMENT...RESOLUTION NUMBER 179-09/RESOLUTION TERMINATING AN ENTERPRISE ZONE AGREEMENT BY AND BETWEEN THE BOARD OF TRUSTEES OF BATAVIA TOWNSHIP, CLERMONT COUNTY, OHIO, THE BOARD OF COMMISSIONERS OF CLERMONT COUNTY, OHIO, AND GEORGIA PACIFIC CORPORATION FOR THE ABATEMENT OF REAL AND PERSONAL PROPERTY TAXES WITHIN THE GEOGRAPHICAL BOUNDARIES OF THE ENTERPRISE ZONE IN THE COUNTY OF CLERMONT, OHIO...00-0314-007...ADOPTED

Moved by Mr. Croswell, seconded by Mr. Humphrey, that the Board of County Commissioners approve the following recommendation:

Recommendation of Andrew Kuchta, Director, Office of Economic Development, with the concurrence of Scot Lahrmer, Assistant County Administrator to adopt Resolution Number **179-09** to terminate an Enterprise Zone Agreement by and between the Board of Trustees of Batavia Township, Clermont County, Ohio, the Board of Commissioners of Clermont County, Ohio, and Georgia Pacific Corporation, a Georgia Corporation with its main offices located at 133 Peachtree Street, NE, Atlanta, Georgia 30303, previously ratified by the Board of County Commissioners on 03/21/00, which granted a sixty percent (60%) tax exemption for ten (10) years on real property improvements and tangible personal property first used in business in the State of Ohio at the project site as identified in the referenced agreement, said exemptions commencing no later than Tax Year 2004 and not extending beyond Tax Year 2013, pursuant to Section 5709.61 through 5709.69 inclusive of the Ohio Revised Code and in compliance with the terms and conditions set forth therein in consideration of the investment to be made by Georgia Pacific Corporation, for the expansion and retention of economic development, as well as the preservation and creation of employment opportunities within the designated boundaries of the Rural Jobs and Enterprise Zone in the County of Clermont, Ohio, **in as much as Georgia Pacific Corporation ceased operations at the project site, and no longer has any employees**, and to direct the Clerk of the Board to forward said Resolution to terminate the Agreement by and between the Board of Trustees of Batavia Township, Clermont County, Ohio, the Board of Commissioners of Clermont County, Ohio, and Georgia Pacific Corporation, to the Ohio Department of Development, the Ohio Department of Taxation, and the Clermont County Auditor.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Croswell, Yes; Mr. Humphrey, Aye; Mr. Proud, Absent.

IN RE: CLERMONT COUNTY WATER RESOURCES DEPARTMENT...CHANGE ORDER NUMBER 1 TO THE CONTRACT WITH G.M. PIPELINE, INC. FOR PROJECT NUMBER 621-0028 RELATIVE TO THE S.R. 132/S.R. 131 TRANSMISSION MAIN PROJECT SITUATED WITHIN STONELICK TOWNSHIP...08-0910-001...EXECUTED

Moved by Mr. Croswell, seconded by Mr. Humphrey, that the Board of County Commissioners approve the following recommendation:

Recommendation of Matthew S. Smith, P.E., P.S., Project Manager, with the concurrence of Lyle G. Bloom, P.E., Sanitary Engineer, Clermont County Water Resources Department, to execute Change Order Number 1 to the Contract with G.M. Pipeline, Inc., 6633 Lake Drive, West Chester, Ohio 45069, previously ratified by the Board of County Commissioners on 12/03/08, for Project Number 621-0028 relative to the S.R. 132/S.R. 131 Transmission Main Project situated within Stonelick Township, which represents a decrease in the amount of \$76,178.08, for a total adjusted contract price to date of \$1,091,796.50 and a reduction of time of 47 calendar days for a revised contract completion date of 07/01/09 for deletions and/or modifications thereto as defined therein.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Croswell, Yes; Mr. Humphrey, Aye; Mr. Proud, Absent.

**IN RE: CLERMONT COUNTY WATER RESOURCES DEPARTMENT...
REQUEST TO ADVERTISE FOR BIDS FOR FURNISHING, DELIVERY
AND INSTALLATION OF AN ALGAE SWEEP SYSTEM FOR
CLARIFIERS AT THE MIDDLE EAST FORK WASTEWATER
TREATMENT PLANT...09-0908-003...APPROVED**

Moved by Mr. Croswell, seconded by Mr. Humphrey, that the Board of County Commissioners approve the following recommendation:

Recommendation of Bill Beyer, WSD Supervisor, with the concurrence of J. Dwight Culbertson, WSD Assistant Director of Operations, to approve the request to advertise for bids for furnishing, delivery and installation of an Algae Sweep System for the Middle East Fork Wastewater Treatment Plant Clarifiers, pursuant to the plans and specifications therefore, and to authorize the Clerk of the Board to place Legal Notice in a newspaper of general circulation on 09/24/09, with bids to be received until 2:00 p.m. Local Time on Thursday, 10/08/09 in the Office of the Board of County Commissioners, 101 East Main St., Batavia, Ohio 45103, where they will be publicly opened and read aloud shortly thereafter. This notice is also posted on Clermont County's internet site.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Croswell, Yes; Mr. Humphrey, Aye; Mr. Proud, Absent.

**IN RE: CLERMONT COUNTY WATER RESOURCES DEPARTMENT...
CONTRACT FOR PUBLIC IMPROVEMENT MINOR PROJECTS WITH
UTTER CONTRUCTION, INC. FOR THE HANDRAIL REPAIR ON THE
DIGESTER AREA TANK AT THE LOWER EAST FORK
WASTEWATER TREATMENT PLANT...09-0902-001...EXECUTED**

Moved by Mr. Croswell, seconded by Mr. Humphrey, that the Board of County Commissioners approve the following recommendation:

Recommendation of Bill Beyer, WSD Supervisor, with the concurrence of J. Dwight Culbertson, Assistant Director of Operations and Thomas C. Yeager, Director of Utilities, Clermont County Water Resources Department, to execute a Contract for Public Improvement Minor Projects by and between the County of Clermont, Ohio, and Utter Construction, Inc., 779 Prather Road, Felicity, Ohio 45120 for the repair of handrails at the #3 and #4 secondary digesters located next to the influent pump station at the Lower East Fork Wastewater Treatment Plant, in an amount not to exceed \$15,900.00, and to be completed within 20 days of Contractor's receipt of signed contract and Notice to Proceed from the Clermont County Water Resources Department, pursuant to and in compliance with the terms and conditions set forth therein.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Croswell, Yes; Mr. Humphrey, Aye; Mr. Proud, Absent.

**IN RE: CLERMONT COUNTY WATER RESOURCES DEPARTMENT...
RESOLUTION NUMBER 180-09/RESOLUTION DETERMINING NOT
TO PROCEED WITH PROJECT NUMBER 651-0036 RELATIVE TO THE
CONSTRUCTION, OPERATION AND MAINTENANCE OF THE
BENTON ROAD AND ST. JOSEPH DRIVE SEWER PETITION
PROJECT LOCATED WITHIN BATAVIA TOWNSHIP...09-0908-
002...ADOPTED**

Moved by Mr. Croswell, seconded by Mr. Humphrey, that the Board of County Commissioners approve the following recommendation:

Recommendation of Matthew Smith, P.E., P.S., Project Manager, with the concurrence of Lyle G. Bloom, P.E., Sanitary Engineer, Clermont County Water Resources Department, to adopt Resolution Number **180-09** determining not to proceed with Project Number 651-0036 relative to the construction, operation and maintenance of the sewer assessment project known as the Benton Road and St. Joseph Drive Sewer Petition Project located within Batavia Township due to the lack of support from the property owners for said Project, and declaring that the Project is no longer active and that all proceedings with respect to same are hereby discontinued.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Croswell, Yes; Mr. Humphrey, Aye; Mr. Proud, Absent.

**IN RE: CLERMONT COUNTY WATER RESOURCES DEPARTMENT...
RESOLUTION NUMBER 181-09/RESOLUTION AUTHORIZING
APPLICATION FOR FINANCIAL ASSISTANCE FOR AID TO LOCAL
GOVERNMENT FOR INFRASTRUCTURE IMPROVEMENTS AND
AUTHORIZING THE EXECUTION, CERTIFICATION AND
SUBMISSION OF SAID APPLICATION FOR PROJECT SUPPORT TO
THE OHIO PUBLIC WORKS COMMISSION PURSUANT TO CHAPTER
164 OF THE OHIO REVISED CODE...09-0909-001...ADOPTED**

Moved by Mr. Croswell, seconded by Mr. Humphrey, that the Board of County Commissioners approve the following recommendation:

Recommendation of Sukie Scheetz, Director, Office of Management and Budget, and Thomas C. Yeager, Director of Utilities, Clermont County Water Resources Department, to adopt Resolution Number **181-09** resolving to authorize the execution, certification, and submission of an Application for Financial Assistance for aid to local government for infrastructure improvements for project support of the following infrastructure improvement project for Program Year 24, in the amount outlined below or such other amount as may be awarded, to the Ohio Public Works Commission, including all understandings and assurances therein required and to act in accordance with the application as it may be revised, to provide such additional information as may be required, pursuant to and in compliance with Chapter 164 of the Ohio Revised Code:

Project	Project Amount	Grant Amount
Lower East Fork WWTP Improvements Project Number 651-0006	\$7,912,988.00	\$1,600,000.00

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Croswell, Yes; Mr. Humphrey, Aye; Mr. Proud, Absent.

**IN RE: COUNTY ENGINEER...CHANDONIA SUBDIVISION/BATAVIA
TOWNSHIP...RECORD PLAT NUMBERS 629-2651 AND 629-2652 FOR
THE REPLAT OF LOTS WITHIN SAME...EXECUTED**

Moved by Mr. Croswell, seconded by Mr. Humphrey, that the Board of County Commissioners approve the following recommendation:

Recommendation of Patrick J. Manger, County Engineer, with the concurrence of David L. Spinney, County Administrator, to execute Record Plat Number **629-2651 and 629-2652** for the Replat of Lots in the following subdivision located within Batavia Township:

Subdivision	Record Plat Number	Reason for Replat
Replat of Lot Number 10A Chandonia Subdivision Batavia Township DC# 09-0903-001	629-2651	To create new Lot Numbers 12, 13 and 14
Replat of Lot 10B Chandonia Subdivision Batavia Township DC# 09-0903-002	629-2652	To create new Lot Numbers 15 and 16

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Croswell, Yes; Mr. Humphrey, Aye; Mr. Proud, Absent.

**IN RE: COUNTY ENGINEER...RESOLUTION NUMBER 182-09/RESOLUTION
AUTHORIZING ACQUISITION BY CONTRACT IN LIEU OF
APPROPRIATION LITIGATION FOR REAL PROPERTY OWNED BY
SELECT STRATEGIES, LLC IN CONCERT WITH PROJECT NUMBER
BA-14-01 RELATIVE TO THE SR 125 AT AMELIA OLIVE BRANCH
ROAD INTERSECTION IMPROVEMENT PROJECT LOCATED IN
BATAVIA AND PIERCE TOWNSHIPS...08-0808-001...ADOPTED**

Moved by Mr. Croswell, seconded by Mr. Humphrey, that the Board of County Commissioners approve the following recommendation:

Recommendation of Patrick J. Manger, County Engineer, with the concurrence of Allan L. Edwards, Assistant Prosecuting Attorney, to adopt Resolution Number **182-09** authorizing the purchase of real property owned by Select Strategies, LLC, whose mailing address is 7250 Beechmont Avenue, Cincinnati, Ohio 45230, for portions of Parcel Numbers 28-28-07A-026, 28-28-07A-128, 28-28-07A-114, 28-28-07A-106, 28-28-07A-111, 29-01-16.-031 and 29-01-16.-172, for real estate located at 1395 State Route 125 in Pierce Township, which is necessary for Project Number BA-14-01 relative to the SR 125 at Amelia Olive Branch Road Intersection Improvement Project located within Batavia and Pierce Townships; consenting to the preparation of an Agreed Entry for Dismissal relative to Appropriation Case Number 2008CVH1787 as authorized in Resolution Number 140-08 adopted by the Board of County Commissioners on 08/13/08; acknowledging the value of land at \$989,354.00 of which \$589,354.00 has been deposited with the Clermont County Common Pleas Clerk of Courts; authorizing the issuance of payment of the remaining balance of \$400,000.00; and authorizing execution of the Settlement Agreement relative thereto, pursuant to and in compliance with the terms and conditions specified therein.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Croswell, Yes; Mr. Humphrey, Aye; Mr. Proud, Absent.

IN RE: COUNTY ENGINEER...REQUEST TO EXTEND THE COMPLETION DATE FOR THE TEMPORARY DETOUR TO THROUGH TRAFFIC ON OLD SR 28 IN GOSHEN TOWNSHIP...09-0528-001...APPROVED

Moved by Mr. Croswell, seconded by Mr. Humphrey, that the Board of County Commissioners approve the following recommendation:

Recommendation of Patrick J. Manger, County Engineer, with the concurrence of David L. Spinney, County Administrator, to extend the completion date for the temporary detour to through traffic on Old SR 28 in Goshen Township, previously approved by the Board of County Commissioners on 06/03/09, from **Monday, 09/14/09, to Friday, 11/13/09**, for a bridge replacement relative to the Old SR 28 Bridge Replacement Project GO-30-01, with the understanding that the appropriate barriers and detour signs will be maintained during the afore stated temporary detour along an alternate route by the appropriate law enforcement agency therefore pursuant to Section 5543.17 of the Ohio Revised Code.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Croswell, Yes; Mr. Humphrey, Aye; Mr. Proud, Absent.

IN RE: COUNTY SHERIFF...GRANT AWARD NUMBER 2009-D1-BX-0022 AND SPECICAL CONDITIONS FOR FY 09 CONGRESSIONALLY SELECTED AWARDS PROGRAM (CFDA NUMBER 16.753) THROUGH THE U.S. DEPARTMENT OF JUSTICE, OFFICE OF JUSTICE PROGRAMS FOR THE CLERMONT COUNTY NARCOTICS TASK FORCE...09-0605-003...ACCEPTED

Moved by Mr. Croswell, seconded by Mr. Humphrey, that the Board of County Commissioners approve the following recommendation:

Recommendation of Albert J. Rodenberg, Jr., County Sheriff, with the concurrence of David L. Spinney, County Administrator, to accept the Grant Award and Special Conditions for Grant Award Number 2009-D1-BX-0022 entitled Clermont County Multi-Jurisdictional Task Force from the U.S. Department of Justice, Office of Justice Programs, 810 Seventh Street, NW, Washington, DC 20531 in the amount of \$230,000.00 for the period of 07/01/09 through 06/30/10, in and as it relates to the Application for Federal Assistance for Congressionally Selected Awards (CFDA Number 16.753) previously approved by the Board of County Commissioners on 06/10/09, for and on behalf of the County Sheriff as the administrative agency for the Clermont County Narcotics Task Force, and further to authorize Edwin H. Humphrey, President of the Board of County Commissioners, to execute the afore stated documents pursuant to and in compliance with the terms and conditions set forth therein.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Croswell, Yes; Mr. Humphrey, Aye; Mr. Proud, Absent.

IN RE: BOARD OF COUNTY COMMISSIONERS...RESOLUTION NUMBER 183-09/RESOLUTION ACCEPTING THE AMOUNTS AND RATES AS DETERMINED BY THE CLERMONT COUNTY BUDGET COMMISSION AND AUTHORIZING THE NECESSARY TAX LEVIES AND CERTIFYING SAME TO THE COUNTY AUDITOR FOR FISCAL YEAR 2010...09-0901-001...ADOPTED

Moved by Mr. Croswell, seconded by Mr. Humphrey, that the Board of County Commissioners approve the following recommendation:

Recommendation to adopt Resolution Number **183-09** resolving to accept the amounts and rates of each tax necessary to be levied on the tax duplicate of Clermont County, Ohio, within and without the ten mill limitation for Fiscal Year 2010 as determined by the Clermont County Budget Commission; to authorize the amounts and rates of each tax necessary to be levied on the tax duplicate of Clermont County, Ohio, within and without the ten mill limitation for Fiscal Year 2010 as determined by the Clermont County Budget Commission; and to certify the amounts and rates of each tax necessary to be levied on the tax duplicate of Clermont County, Ohio, within and without the ten mill limitation for Fiscal Year 2010 as determined by the Clermont County Budget Commission to Linda L. Fraley, County Auditor, effective 01/01/10, pursuant to Section 5705.34 of the Ohio Revised Code.

Upon roll call on the foregoing motion, the vote was as follows:

Mr. Croswell, Yes; Mr. Humphrey, Aye; Mr. Proud, Absent.

LET THE RECORD SHOW: That a motion by Mr. Croswell, seconded by Mr. Proud, to approve the minutes of Regular Session of **09/16/09** carried with all members present voting affirmatively thereon.

LET THE RECORD SHOW: That the President of the Board of County Commissioners, noting no further business to come before the commission for legislative action, adjourned this Regular Session at 2:29 P.M.

**BOARD OF COUNTY COMMISSIONERS
CLERMONT COUNTY, OHIO**

**EDWIN H. HUMPHREY, PRESIDENT
ROBERT L. PROUD, VICE PRESIDENT
R. SCOTT CROSWELL III, MEMBER**

JUDITH KOCICA, CLERK OF THE BOARD

DATE APPROVED – 09/16/09